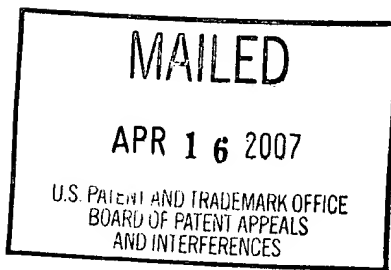


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ROYAN HERBERT BARTLEY, MICHAEL JOHN BRANSON
STEVEN GENE HALVERSON, DAVID ALAN JAEGER,
TODD MARK KELSEY, and PAUL WILLIAM WERTZLER



Application No. 09/892,435

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on January 9, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

Information Disclosure Statements (IDSs) were filed on June 27, 2001, August 24, 2001, and June 22, 2004. It is not apparent from the record that the Examiner properly considered the IDSs submitted nor notified appellants of why

Application No. 09/892,435


their submissions did not meet the criteria set forth in 37 C.F.R. §§ 1.97 and 1.98.

Accordingly, it is

ORDERED that the application is returned to the Examiner

- 1) for consideration of the IDSs submitted on June 27, 2001, August 24, 2001, and June 22, 2004;
- 2) for written notification to appellant regarding the result of the Examiner's consideration; and
- 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
PATRICK J. NOLAN
Deputy Chief Appeal Administrator
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PJN/eld

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